



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: William J. KYTE et al.

Serial No.: 10/669,991 Examiner: Unassigned

Filed: 24 September 2003 Group Art Unit: 1714

For: TEXTURED GROUT COMPOSITION, DISPENSER THEREFOR, AND METHOD OF USE

CERTIFICATE UNDER 37 CFR 1.8(a)

I, SAMUEL W. APICELLI, REGISTRATION NO. 36,427, HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450

ON

March 29, 2004

SAMUEL W. APICELLI

Samuel W. Apicelli

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find enclosed for filing:

- ☒ Supplemental Information Disclosure Statement, PTO-1449 and references.
- ☒ Should any fees be incurred please debit Deposit Account No. 04-1679. This Transmittal Letter is submitted in duplicate.
- ☒ Return Postcard

Respectfully submitted,

Date: 3/29/04

Samuel W. Apicelli

Samuel W. Apicelli

Registration No. 36,427

Customer No. 41396

DUANE MORRIS, LLP

305 North Front Street, P.O. Box 1003

Harrisburg, PA 17108-1003

(717) 237-5516

SWA/tmf

Docket No.: H1938-00036



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty of Disclosure set forth in 37 CFR 1.56, the materials listed on the enclosed form PTO-1449 are hereby brought to the attention of the Examiner. A copy of each is enclosed.

This Information Disclosure Statement is submitted prior to the mailing date of the first Office Action on the merits received by Applicants.

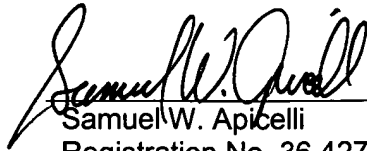
The claimed invention is patentable over the enclosed references. No representations are made regarding the references other than those set forth above.

Serial No. 10/669,991

The Examiner is requested to acknowledge consideration of the information provided in this paper in accordance with prescribed procedures.

Respectfully submitted,

Date: 3/29/04



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Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)				Docket No. H1938-00036		Serial No. 10/669,991	
				Applicant: William J. KYTE et al.			
				Filing Date: 24 September 2003		Group Art Unit 1714	



U.S. PATENT DOCUMENTS							
*EXAM INER INITIA L		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		3,940,358	Feb. 1976	Bernett et al.			
		4,055,529	Oct. 1977	Burley			
		4,519,174	May 1985	Witt			
		5,011,713	April 1991	Lenti et al.			
		6,037,429	March 2000	Linert et al.			
		6,251,984	June 2001	Shimada et al.			
		6,271,289	Aug. 2001	Longoria et al.			
		2003/0129419 A1	July 2003	Chen			

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATIO N	
							YES	NO
							<input type="checkbox"/>	<input type="checkbox"/>
							<input type="checkbox"/>	<input type="checkbox"/>
							<input type="checkbox"/>	<input type="checkbox"/>
							<input type="checkbox"/>	<input type="checkbox"/>

OTHER (Including Author, Title, Date, Pertinent Pages, Etc.)		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.